

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the City of San Diego for an order authorizing modification of an existing at-grade crossing on three light rail vehicle tracks and one heavy rail track of the Metropolitan Transit Development Board, and one heavy rail track of the Burlington Northern and Santa Fe Railway Company, at Park Boulevard, in the City of San Diego, San Diego County, California.

Application 01-09-012
(Filed September 12, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING ORDERING PARTIES
TO MEET AND CONFER AND RESETTING FILING DATES**

1. Parties Ordered to Meet and Confer

This application raises issues important to both the City of San Diego and the Rail Crossings Engineering Section, yet in nearly six months time the parties have not been able to successfully arrange a meeting. In a ruling dated October 23, 2001, I set a prehearing conference date and stated that “[p]rior to the prehearing conference, the parties are directed to meet and confer regarding opportunities for resolving the identified issues, and the possibility of using factual or legal stipulations to narrow the disputed issues.” In another ruling dated January 30, 2002, I modified the procedural schedule in response to a request from the City of San Diego stating that such a modification would “allow the parties additional time to meet and confer regarding the issues in this proceeding.” Despite these two rulings, the parties’ status reports filed on March 15 and 18, 2002, indicated that such a meeting had not yet taken place.

The parties are directed to meet and substantively confer no later than 15 days from the date of this ruling and to work cooperatively toward resolving as many issues as possible in a mutually acceptable manner.

2. Filing Dates for Briefs on Preliminary Issues

On March 18, 2002, the Rail Crossings Engineering Section requested that the dates for filing briefs on preliminary issues be continued for two weeks. On March 26, 2002, the City of San Diego filed a response stating that it did not object to such a continuance.

Therefore the filing dates for the briefs on preliminary issues shall be as follows:

Concurrent Opening Briefs	April 30, 2002
Concurrent Reply Briefs	May 13, 2002

IT IS SO RULED.

Dated April 4, 2002, at San Francisco, California.

/s/ MARIBETH A. BUSHEY
Maribeth A. Bushey
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Ordering Parties to Meet and Confer and Resetting Filing Dates on all parties of record in this proceeding or their attorneys of record.

Dated April 4, 2002, at San Francisco, California.

/s/ JEANNIE CHANG
Jeannie Chang

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.

A.01-09-012 MAB/jyc